

FACSIMILE COVER SHEET

**SALIWANCHIK, LLOYD & SALIWANCHIK**

A Professional Association  
2421 N.W. 41st Street  
Suite A-1  
Gainesville, FL 32606

Telephone (352) 375-8100  
Facsimile (352) 372-5800

**TO:** Examiner Patricia A. Patten **FROM:** Linda for David R. Saliwanchik  
**COMPANY:** U.S. Patent Office **DATE:** May 31, 2002  
Art Unit 1651  
**FAX NO.:** (703) 746-5305 **NO. OF PAGES**  
**(INCLUDING COVER SHEET):** 18

**SUBJECT/MESSAGE:**

Re: Serial No. 09/636,185; filed August 10, 2000

Attached are copies of the following items that were submitted to the Patent Office on April 24, 2002:

- 1) Amendment under 37 CFR 1.111 (11 pages)
- 2) Petition and Fee for Extension of Time (1 page)
- 3) Copy of ATCC Deposit Receipt

Also, attached is a copy of the Auto-Reply Facsimile Transmission and a copy of a related notice.

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AUG 14 2000

# ATCC

10801 University Blvd • Manassas, VA 20110-2209 • Telephone: 703-365-2700 • FAX: 703-365-2745

## BUDAPEST TREATY ON THE INTERNATIONAL RECOGNITION OF THE DEPOSIT OF MICROORGANISMS FOR THE PURPOSES OF PATENT PROCEDURE

### INTERNATIONAL FORM

#### RECEIPT IN THE CASE OF AN ORIGINAL DEPOSIT ISSUED PURSUANT TO RULE 7.3 AND VIABILITY STATEMENT ISSUED PURSUANT TO RULE 10.2

**To: (Name and Address of Depositor or Attorney)**

Entomos, LLC  
Attn: James H. White  
4445 SW 35<sup>th</sup> Street, Suite 310  
Gainesville, FL 32608

**Deposited on Behalf of:** Entomos, LLC**Identification Reference by Depositor:****Patent Deposit Designation***Enterobacter cloacae* ECE-1

PTA-2324

The deposit was accompanied by:     a scientific description X a proposed taxonomic description indicated above.

The deposit was received August 2, 2000 by this International Depository Authority and has been accepted.

**AT YOUR REQUEST:** X We will inform you of requests for the strain for 30 years.

The strain will be made available if a patent office signatory to the Budapest Treaty certifies one's right to receive, or if a U.S. Patent is issued citing the strain, and ATCC is instructed by the United States Patent & Trademark Office or the depositor to release said strain.

If the culture should die or be destroyed during the effective term of the deposit, it shall be your responsibility to replace it with living culture of the same.

The strain will be maintained for a period of at least 30 years from date of deposit, or five years after the most recent request for a sample, whichever is longer. The United States and many other countries are signatory to the Budapest Treaty.

The viability of the culture cited above was tested August 10, 2000. On that date, the culture was viable.

**International Depository Authority:** American Type Culture Collection, Manassas, VA 20110-2209 USA.

**Signature of person having authority to represent ATCC:**

  
Barbara E. Coupé, Administrator, Patent Depository

**Date:** August 10, 2000**cc:** Saliwanchik, Lloyd & Saliwanchik (Ref. Docket GER 100P)

B749

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**TO:** Examiner Patricia A. Patten **FROM:** David R. Saliwanchik  
**COMPANY:** U.S. Patent Office **DATE:** April 24, 2002  
Art Unit 1651  
**FAX NO.:** (703) 872-9306 **NO. OF PAGES**  
**(INCLUDING COVER SHEET):** 14

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FAX NO. 352 372 5800

P. 16

P. 01

TRANSACTION REPORT

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TO: Auto-reply fax to 352 372 5800 COMPANY:

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